

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re application of:** Clendennen and Lightner

**Application No.** 10/554,386

**Filed:** October 25, 2005

**Confirmation No.** 1886

**For:** GENES UPREGULATED IN A TOMATO  
PLANT HAVING AN INCREASED  
ANTHOCYANIN CONTENT PHENOTYPE

**Examiner:**

**Art Unit:**

**Attorney Reference No.** 6616-72693-06

**FILED VIA EFS  
ON AUGUST 8, 2006**

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
PURSUANT TO 37 C.F.R. § 1.97(b)(3)**

Listed on the accompanying form PTO-1449 and attached herewith are several English-language documents. Applicants respectfully request that these documents be listed as references cited on the issued patent.

Applicants filed this Information Disclosure Statement (“IDS”) before the mailing date of a first Office action on the merits. As a result, no fee should be required to file this IDS. However, if the Patent Office determines that a fee is required for Applicants to file this IDS, please charge any such fees, or credit overpayment, to Deposit Account No. 02-4550.

The filing of this IDS shall not be construed to be an admission that the information cited in the statement is, or is considered to be, prior art or otherwise material to patentability as defined in 37 C.F.R. §1.56.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

One World Trade Center, Suite 1600  
121 S.W. Salmon Street  
Portland, Oregon 97204  
Telephone: (503) 595-5300  
Facsimile: (503) 595-5301  
cc: Docketing

By \_\_\_\_\_ /Anne Carlson/  
Anne Carlson, Ph.D.  
Registration No. 47,472